

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

In re:

CITY OF DETROIT, MICHIGAN,

Debtor.

Chapter 9

Case No. 13-53846

Hon. Steven W. Rhodes

**IRON MOUNTAIN INFORMATION MANAGEMENT, LLC'S RESERVATION OF  
RIGHTS AND LIMITED OBJECTION TO ASSUMPTION OF CONTRACTS  
AND PROPOSED CURE AMOUNTS**

Iron Mountain Information Management, LLC ("Iron Mountain"), by and through undersigned counsel, respectfully submits its reservation of rights and limited objection (the "Limited Objection") to the Debtor's Notice Regarding Executory Contracts and Unexpired Leases to be Assumed Pursuant to Section 365 of the Bankruptcy Code and Related Procedures [Docket No. 8387] (the "Assumption Notice") which proposes the assumption of unspecified Iron Mountain contracts (the "Proposed Assumed Iron Mountain Contracts") and paying an unreconciled aggregate cure of \$86,594.12 (the "Proposed Cure Amount"). In support of its Limited Objection, Iron Mountain further states as follows:

1. According to Iron Mountain's books and records, and as summarized on Exhibit A hereto, Iron Mountain is a party to various contracts (the "Detroit Contracts") with various Detroit entities. Based on its preliminary review, Iron Mountain believes that the cure amount associated with the Detroit Contracts is \$354,122.06, plus continuing costs, fees and expenses.
2. The Proposed Cure Amount is \$86,594.12.
3. The Debtors have not specified which of the Detroit Contracts are intended to constitute the Proposed Assumed Iron Mountain Contracts.

4. Consequently, Iron Mountain lacks sufficient information to determine whether the Proposed Cure Amount is correct.

5. Accordingly, although Iron Mountain may ultimately agree with the Debtor's calculation of the Proposed Cure Amount, Iron Mountain is filing this Limited Objection to preserve its right to require that the cure amount to be paid with respect to the Proposed Assumed Iron Mountain Contracts complies with Section 365 of the Bankruptcy Code or is otherwise acceptable to Iron Mountain.

6. Iron Mountain reserves the right to supplement this Limited Objection.

**WHEREFORE**, Iron Mountain respectfully: (i) objects to the proposed assumption of any Detroit Contracts to the extent that such assumption and assignment does not satisfy the requirements of Section 365 of the Bankruptcy Code; (ii) expressly reserves its rights under Section 365 of the Bankruptcy Code and under any other pertinent provisions of the Bankruptcy Code and the bankruptcy Rules; (iii) expressly reserves its warehouseman's lien and other rights under the Uniform Commercial Code; and (iv) requests that this Court grant such other relief as is just and proper.

Respectfully submitted,

Dated: January 26, 2015

By: /s/ Anthony J. Kochis  
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*Local Counsel for Iron Mountain Information  
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- and -

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**EXHIBIT A**

<b>Account No.</b>	<b>Name</b>	<b>Pre-Petition Balance</b>	<b>Post-Petition Balance</b>	<b>Total</b>
03141.0DM237	DETROIT POLICE- HOMICIDE	\$44,296.70	\$38,213.64	\$82,510.34
03141.0DN445	DETROIT DEPT HEALTH & WELLNESS PRO	\$12,741.61	\$13,286.97	\$26,028.58
03141.0L177D	CITY OF DET- FINANCE DEPT/PURCHASING	\$10,821.10	\$4,950.68	\$15,771.78
03141.0L287D	CITY OF DETROIT - DETROIT POLICE DP	\$2,212.74	\$3,347.93	\$5,560.67
03141.0DMAGM	DETROIT BUILDING AUTHORITY	\$0	\$0	\$0
03141.0DM382	DETROIT FIRE DEPARTMENT	\$1,104.93	\$2,888.76	\$3,993.69
03141.0DM581	DETROIT POLICE DEPARTMENT	\$313.18	\$2,026.54	\$2,339.72
03141.0DM384	DETROIT MUNICIPAL PARKING DEPT.	\$785.21	\$1,302.78	\$2,087.99
03141.0DT443	CITY OF DETROIT	\$3,127.42	\$3,057.50	\$6,184.92
03141.0DM387	CITY OF DETROIT- DPW	\$9,200.08	\$3,072.85	\$12,272.93
03141.0L167D	CITY OF DETROIT - LAW DEPARTMENT	\$123,117.17	\$56,103.69	\$179,220.86
03141.0L165D	CITY OF DETROIT - DEHOCO (FINANCE)	\$7,425.85	\$0	\$7,425.85
22123.090710	CITY OF DETROIT	\$0	\$1,147.43	\$1,147.43
22123.001826	CITY OF DETROIT	\$4,467.75	\$5,109.55	\$9,577.30
<b>Total</b>		<b>\$219,613.74</b>	<b>\$134,508.32</b>	<b>\$354,122.06</b>